18 USC 3148

(17) "A Case of First Impression"

When Keith Raubrey was "picked up on an arrest warrant"

Any "court of Record" who had set the initial Terms of Release Could Have" Held a probable cause Hearing" Under "exceptional Circumstances" required to meet "Clear and Convincing"

While requiring "witnesses to be Produced" Due to "the pending omnibus motion" (9/26/2019) averring a Valid Self Defense "argument" See

(C) 18 Pa. C.S.A. 505, 506, 507;

once "converted to "a Grand Jury Indictment" the "Initial Hearing" was required within 72 hours and On Or Before the "District Court"

As Magistrate Burke "Lacked the Required Tribunal Jurisdiction"

See Bettius v. Auburn Regional, Slip Op. p. 6;

Judge Connolly "Conspired to Void Gerstein v Pugh and did NOT provide the required: Rule 12(d) Facts IN ECF 100; Not

(12)

received until 10/27/20;
Keith Dougherty "is entitled to an appealable Order and opinion
According to Reese v. FDC Warden (3rd Cir 2018)
So As to appeal the 18 USC 3145 Motion (part of the) Filed 3/23/2020 "IN the Prison mailbox system";
Needed Opinion
12(b)(2)/(3); 12(B)(v) opinion

(12)

On the record the "Idiot Jeffrey Finnucane admitted, he used the "same outlawed standard" rejected by the Supreme Court IN Elonis v. US (Counts III + IV);
Presumably used IN Counts I + II;
135 S. Ct. 2011
... The [2015 U.S. LEXIS] parties agree that a defendant under Section 875(c) must know that he is transmitting a communication. Id. at 73, 115 S. Ct. 464, 130 L. Ed. 2d 372 ... that is precisely the Government's position here; Elonis can be convicted, the Government contends, if he himself knew the contents and context of his posts, and a reasonable person would have recognized that

13

the posts would be read as genuine threats. That is a negligence standard...

Justice Alito suggests that we have not clarified confusion in the lower courts. That is wrong. Our Holding makes clear, §LEdHR183 negligence is not sufficient to support a conviction under 878(c), Contrary to the View of nine Courts of Appeals. Pet. for Cert 17. Elonis v. US 575 U.S. 723; 135 S.Ct. 2001; 192 L.Ed 2d 1 (2015);

3/23/2020

"See Constructive transmittal" 2
"Subjective intent" 2
"Different Standard" WPHS
"For Political Speech" and "petition For Redress" See Borough of Duryea 3rd Cir Reversed (2011) same Confusion;

13

"Political Speech" and "pleading as a Citizen" (not employee) the Same;

Conclusion

after receipt of "required opinion" Separate Appeal to the 3rd Cir Before "trial" to Avoid the Carol Anne Bond "tactic" where Jeffreys Elnuncane; See/Cs to

14

In-Validate "the Pennsylvania Self Defense Doctrine" as well-as Rule 12.3 "Waiver";

In Bond "the Federal Prosecutor" Misread "the treatpower" and the Idiot 3rd Cir "rubber stamped" the corruption:

Again 28 USC 1652 "Provides more Protection" in Pennsylvania than in Delaware or New Jersey (no one cares about West Virginia);

Finucane "is corrupt and incompetent" Just Like the Bond Prosecutor:

14

PS "the US Supreme Court announced there is No Covid-19 Exception to the Constitution".

So After Receipt of the "required Opinion";

A Motion to Dismiss Under the Speedy trial Act "will Follow";

Where "each Continuence must be Defended on the record";

(13)

I Keith Dougherty aver
I have been falsely imprisoned
under Gerstun D. Pusch, and the
District Court Knows the statement
"the issue has been preserved for appeal
is meaningless" as the resolution
"post jury Verdict is mool";
the continual statemen "I have
never Had a pro Se Case" is no
substitute for the requisite
opinion, so Dependant can
file an appeal to the 3rd Cir, as
to 18 USC 3145.

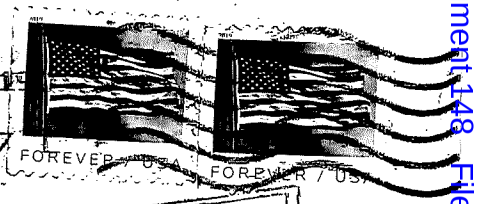
(15)

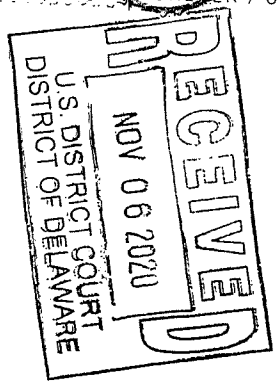
11/1/20

Keith Dougherty (76873-067)
FPC
PO Box 562
Phila, PA 19105

Keith Dougherty (76873-067)
FDC
PO BOX 562
Phila, PA 19105

PHILADELPHIA PA 1
4 NOV 2020 PM 7





Legal Mail
3 of 3

U.S.M.S. X-RAY

Judge Connolly
844 N. King St
Wilmington, DE 19801

19801-351999